IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

WP(C).No. 2030 of 2004(N)

PETITIONER:

P.A.KRISHNA PODUVAL, AGED 58 YEARS,
S/O.EASWARAN NAMBOODHIRI,
THEKKEPUTHENARACKAL HOUSE,
MOOZHIKKULAM, KURUMASSERY P.O.

BY ADV. SRI.S.SUDHISH KUMAR
SRI.K.Y.TOMY

RESPONDENTS:

1. **PARAKKADAVU GRAMA PANCHAYATH,**
   PARAKKADAVU GRAMA PANCHAYATH OFFICE,
   MOOZHIKKULAM, KURUMASSERY P.O.
   REPRESENTED BY ITS SECRETARY.

2. **SREE NARAYANA DHARMA SANGHOM, KURUMASSERY,**
   KURUMASSERY P.O. REPRESENTED BY ITS PRESIDENT.

3. **REVENUE DIVISIONAL OFFICER,**
   R.D.O.OFFICE, ERNAKULAM, FORT-KOCHI.

BY ADV. SRI.JOHNSON ABRAHAM
SRI.S.GOPINATHAN
SRI.K.J.VINCENT PIOUS
SMT.RUBY P.PAULOSE
SRI.NELSON ABRAHAM
SRI.A.VIJAYAKUMAR for R2
BY GOVERNMENT PLEADER SRI. MOHAMMED PUZHAKKARA for R3

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/11/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.2030/2004 N

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE REPRESENTATION GIVEN BY THE PRESIDENT OF ADVISORY COMMITTEE OF 'SREE LAKSHMANA PERUMAL TEMPLE' TO THE COMMISSIONER, TRAVANCORE DEVASWOM BOARD DTD. 30/12/2003.

EXT.P2: COPY OF THE REPRESENTATION OF EXHIBIT P1 REPRESENTATION SUBMITTED TO THE 1ST RESPONDENT BY THE PRESIDENT OF ADVISORY COMMITTEE OF SREE LAKSHMANA PERUMAL TEMPLE DTD. 30/12/03.

EXT.P3: COPY OF THE REPRESENTATION SUBMITTED BY THE RESIDENTS TO THE 1ST RESPONDENT DTD. 22/12/2003.

EXT.P4: COPY OF THE REPRESENTATION SUBMITTED BY THE PADDY CULTIVATORS TO THE 3RD RESPONDENT DTD. 23/12/2003.

EXT.P5: COPY OF THE MINUTES OF THE MEETING OF PARAKKADAVU PANCHAYATH HELD ON 30/12/2003.

EXT.P6: COPY OF THE REPRESENTATION DTD. 5/01/2004 SUBMITTED TO THE 3RD RESPONDENT BY THE RESIDENTS OF THE LOCALITY.

1ST RESPONDENT'S EXHIBITS:

EXT.R1(A): COPY OF THE APPLICATION IN FORM NO.1 SUBMITTED BY THE 2ND RESPONDENT DD. 8/12/03.

EXT.R1(B): COPY OF PROJECT PLAN SUBMITTED BY THE 2ND RESPONDENT.

EXT.R1(C): COPY OF THE COVERING LETTER FOR FORWARDING THE APPLCATION TO DISTRICT MEDICAL OFFICER BY THE 1ST RESPONDENT DTD. 7/01/2004.

2ND RESPONDENT'S EXHIBITS:

EXT.R2(A): COPY OF THE EXTRACT OF THE BUILDING ASSESSMENT REGISTER DTD. 31/05/95 OF PARAKKADAVU PANCHAYAT.

EXT.R2(B): COPY OF THE TITLE DEEDS RELATED TO THE PROPERTY OF THE RESPONDENT (4 NOS.).

KURIAN JOSEPH, J.

W.P.(C). NO. 2030 OF 2004

Dated this the 26th day of November, 2007.

J U D G M E N T

In the matter of alleged unauthorised construction of burial ground, it is seen that the 3rd respondent has already passed an order pursuant to the direction of this court dated 27.02.2004. Therefore, this writ petition is disposed of making it clear that in case the petitioner has still any grievance left, it will be open to him to pursue the same in appropriate proceedings.

KURIAN JOSEPH, JUDGE.

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